

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

WILLIAM ENGLAND,

Petitioner,

vs.

HOWARD SKOLNIK, *et al.*,

Respondents.

3:11-cv-00059-ECR-VPC

ORDER

This is a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 in which petitioner, a state prisoner, is proceeding *pro se*. Before the court is respondents' motion to dismiss. (ECF No. 10.) Petitioner has filed a non-opposition to the motion and has countermoved to dismiss his petition without prejudice. (ECF No. 12.) Petitioner concedes that the grounds in his petition are not yet exhausted.

IT IS THEREFORE ORDERED that respondents' motion to dismiss (ECF No. 10) is **GRANTED**.

IT IS FURTHER ORDERED that the petition is **DISMISSED without prejudice** as wholly unexhausted.

1 **IT IS FURTHER ORDERED** that the Clerk is directed to enter judgment accordingly.
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5 DATED this 11th day of July 2011.

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7 UNITED STATES DISTRICT JUDGE
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